

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STEVEN M. SHUBERT, :  
Individually and on behalf of all :  
others similarly situated, :  
: Plaintiff, : CIVIL ACTION NO. 09-3365  
v. :  
:  
MANHEIM AUCTIONS, INC., *et al.*, :  
: Defendants.

**ORDER**

**AND NOW**, this \_\_\_\_\_ day of February, 2010, upon consideration of plaintiff's motion to remand (docket no. 12), defendants' response thereto, and plaintiff's supplemental memorandum in support thereof, **IT IS HEREBY ORDERED** that:

- (1) the motion to remand is **GRANTED**;
- (2) the above-captioned action is **REMANDED** to the Court of Common Pleas of Montgomery County, Pennsylvania; and
- (3) plaintiff's request for an award of attorneys' fees and costs pursuant to 28 U.S.C. § 1447(c) is **DENIED**.

---

s/ William H. Yohn Jr., Judge  
William H. Yohn Jr., Judge